IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3923 OF 2006

Mr. G.S. Bindra and ors. .. Petitioners

Vs.

The State of Maharashtra
and ors. .. Respondents

Mr. N.N. Bhadrashete for petitioners.
Mr. A.H. Palekar, AGP for respondent nos.1 to 3.
Mr. Harbhajan Singh Nanda, respondent no.4, present as party-in-person.

CORAM: B.H. MARLAPALLE, J.

Date : June 15, 2006.

P.C.:

1. Heard Mr. Bhadrashete the learned counsel for the petitioners and Mr. Palekar, learned AGP. Respondent No.4 Harbhajan Singh Nanda is present as party-in-person.

2. By an order dated 26/112/2005 the Deputy Registrar, Cooperative Societies removed the Managing Committee members of Sukhadayak Co-operative Housing Society Ltd., J.B. Nagar, Andheri (West), Mumbai 400 059 and appointed an Administrator. The said order was challenged in Appeal No.6 of 2006 and the impugned

order was stayed. Finally, by a Judgment and Order dated 28/3/2006 the appeal was allowed by the Divisional Joint Registrar, Co-operative Societies, Mumbai. It appears that the said order has been challenged by filing a revision application before the State Government under Section 154 of the Maharashtra Co-operative Societies Act, 1960 and the appellate order has been stayed ex parte on 25/5/2006 by the Hon'ble Minister for Cooperation. Hence this petition.

3. The writ petition is disposed by directing that the stay petition which has been filed in the revision application submitted before the State Government shall be heard and decided on its own merits and as expeditiously as possible and preferably with a period of four weeks. At the same time, it is clarified that there is no bar in hearing and deciding the main revision application itself within a period of four weeks.

. The parties to maintain status quo as at present till the stay application or the main revision

application whichever is decided earlier.

(B.H. Marlapalle,J.)